

OPEN MEETING ITEM

COMMISSIONERS  
JEFF HATCH-MILLER - Chairman  
WILLIAM A. MUNDELL  
MARC SPITZER  
MIKE GLEASON  
KRISTIN K. MAYES

ORIGINAL



0000053010

Executive Director

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ARIZONA CORPORATION COMMISSION

2006 MAY 11 P 2:20

DATE: May 11, 2006

AZ CORP COMMISSION  
DOCUMENT CONTROL

DOCKET NO.: T-03687A-06-0134

TO ALL PARTIES:

Enclosed please find the recommendation of Administrative Law Judge Amy Bjelland. The recommendation has been filed in the form of an Order on:

CENTURYTEL LONG DISTANCE, LLC

(CC&N CANCELLATION)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Administrative Law Judge by filing an original and thirteen (13) copies of the exceptions with the Commission's Docket Control at the address listed below by 4:00 p.m. on or before:

MAY 22, 2006

The enclosed is NOT an order of the Commission, but a recommendation of the Administrative Law Judge to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Open Meeting to be held on:

MAY 31 AND JUNE 1, 2006

For more information, you may contact Docket Control at (602)542-3477 or the Hearing Division at (602)542-4250. For information about the Open Meeting, contact the Executive Director's Office at (602) 542-3931.

A handwritten signature in black ink, appearing to read "Brian C. McNeil".  
BRIAN C. McNEIL  
EXECUTIVE DIRECTOR

1  
2 **BEFORE THE ARIZONA CORPORATION COMMISSION**

3 COMMISSIONERS

4 JEFF HATCH-MILLER Chairman  
5 WILLIAM A. MUNDELL  
6 MARC SPITZER  
7 MIKE GLEASON  
8 KRISTIN K. MAYES

9 IN THE MATTER OF THE APPLICATION OF  
10 CENTURYTEL LONG DISTANCE, LLC, FOR  
11 CANCELLATION OF ITS CERTIFICATE OF  
12 CONVENIENCE AND NECESSITY TO PROVIDE  
13 COMPETITIVE RESOLD INTRASTATE TOLL  
14 TELECOMMUNICATIONS SERVICES.

DOCKET NO. T-03687A-06-0134

DECISION NO. \_\_\_\_\_

15 ORDER

16 Open Meeting  
17 May 31 and June 1, 2006  
18 Phoenix, Arizona

19 **BY THE COMMISSION:**

20 Having considered the entire record herein and being fully advised in the premises, the  
21 Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

22 FINDINGS OF FACT

23 1. On August 27, 1999, the Commission issued Decision No. 61899 which granted to  
24 CenturyTel Long Distance, LLC ("Applicant") a Certificate of Convenience and Necessity  
25 ("Certificate") to provide competitive resold intrastate toll telecommunications services in Arizona.

26 2. On March 6, 2006, Applicant filed an application to cancel its Certificate.

27 3. On March 27, 2006, Applicant filed its Notice of Filing Affidavit of Publication.

28 4. On April 12, 2006, the Commission issued Decision No. 68652 which approved the  
application of Applicant's affiliated company, CenturyTel of the Southwest, Inc. to sell and transfer  
its telecommunications assets in Arizona to Hopi Telecommunications, Inc.

5. On May 8, 2006, the Commission's Utilities Division ("Staff") filed a Staff Report,  
recommending approval of the Application.

6. Applicant has sent a notification letter to its customers and has no outstanding

1 customer deposits.

2 7. Staff indicated that there are no open complaints, inquiries or opinions concerning  
3 Applicant. Staff reviewed the notice letter sent by Applicant to its customers and found the notice  
4 letter to be consistent with Commission rules and policies.

5 8. Numerous other carriers in Arizona offer services similar to those that Applicant is  
6 currently certificated to provide.

7 **CONCLUSIONS OF LAW**

8 1. Applicant is a public service corporation within the meaning of Article XV of the  
9 Arizona Constitution and A.R.S. §§ 40-281 and 40-282.

10 2. The Commission has jurisdiction over Applicant and the subject matter of the  
11 application.

12 3. Notice of the application was given in accordance with the law.

13 4. The cancellation of Applicant's CC&N is in the public interest.

14 5. Pursuant to A.R.S. § 40-282, the Commission may issue this Decision without a  
15 hearing.

16 6. Staff's recommendation is reasonable and should be adopted.

17 **ORDER**

18 IT IS THEREFORE ORDERED that CenturyTel Long Distance's Application shall be, and  
19 hereby is, approved.

20 IT IS FURTHER ORDERED that CenturyTel Long Distance's Certificate of Convenience  
21 and Necessity shall be, and hereby is, cancelled.

22 ...

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1 IT IS FURTHER ORDERED that CenturyTel Long Distance's tariffs on file with the  
2 Commission shall be, and hereby are, cancelled.

3 IT IS FURTHER ORDERED that this Decision shall become effective immediately.

4 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

5  
6  
7 CHAIRMAN

COMMISSIONER

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9  
10 COMMISSIONER

COMMISSIONER

COMMISSIONER

11  
12 IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive  
13 Director of the Arizona Corporation Commission, have  
14 hereunto set my hand and caused the official seal of the  
Commission to be affixed at the Capitol, in the City of Phoenix,  
this \_\_\_\_ day of \_\_\_\_\_, 2006.

15  
16 BRIAN C. McNEIL  
EXECUTIVE DIRECTOR

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18  
19 DISSENT \_\_\_\_\_

20  
21 DISSENT \_\_\_\_\_

22  
23 AB:mj

1 SERVICE LIST FOR:

CENTURYTEL LONG DISTANCE, LLC

2 DOCKET NO.:

T-03687A-06-0134

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